

**SMART & BIGGAR***Intellectual Property & Technology Law*

**To Fax no.:** (571) 273-8300  
**Page 1 of:** 14  
**Attention:** MAIL STOP AMENDMENT  
Examiner Leslie C. Pascal  
Group Art Unit 2613  
**From:** R. Allan Brett  
**Your file no.:** 10/697,312  
**Reply to file no.:** 71493-1181 / aey

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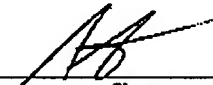
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|--|-------------------------------------|-------------------------------|--|------------------------|--|--|
| <b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>   |                                     |                               |  |                        | Docket No.<br>71493-1181 /acy                                      |  |
| Applicant(s): <b>BERNIER, Eric, et al</b>  |                                     |                               |  |                        |  |  |
| Application No.<br>10/697,312  | Filing Date<br>October 31, 2003     | Examiner<br>PASCAL, Leslie C. | Customer No.<br>07380  | Group Art Unit<br>2613 | Confirmation No.<br>9866   |  |
| Invention: <b>PROTECTION ARCHITECTURE FOR PHOTONIC SWITCH USING TUNABLE OPTICAL FILTER</b>   |                                     |                               |  |                        |  |  |
| <b>COMMISSIONER FOR PATENTS:</b>   |                                     |                               |  |                        | <b>RECEIVED</b><br><b>CENTRAL FAX CENTER</b><br><b>JUN 13 2007</b> |  |
| Transmitted herewith is an amendment in the above-identified application.<br>The fee has been calculated and is transmitted as shown below.  |                                     |                               |  |                        |  |  |
| <b>CLAIMS AS AMENDED</b>   |                                     |                               |  |                        |  |  |
|  | CLAIMS REMAINING<br>AFTER AMENDMENT | HIGHEST #<br>PREV. PAID FOR   | NUMBER EXTRA<br>CLAIMS PRESENT   | RATE                   | ADDITIONAL<br>FEE  |  |
| TOTAL CLAIMS   | 31 -                                | 31 =                          | 0  | x \$50.00              | \$0.00   |  |
| INDEP. CLAIMS  | 10 -                                | 10 =                          | 0  | x \$200.00             | \$0.00   |  |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>   |                                     |                               |  |                        | \$0.00   |  |
| <b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>   |                                     |                               |  |                        | <b>\$0.00</b>  |  |
| <input checked="" type="checkbox"/> No additional fee is required for amendment.<br><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____<br><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.<br><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-2550<br><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.<br><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.<br><input type="checkbox"/> Payment by credit card. Form PTO-2038.<br><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b> |                                     |                               |  |                        |  |  |
| <br>Signature   |                                     |                               | Dated: <b>June 13, 2007</b>  |                        |  |  |
| <b>R. Allan Brett</b><br>Reg. No. 40,476<br><br>Customer No. 07380<br><br>Tel. No. 613-232-2486  |                                     |                               | I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____<br>(Date)<br><br>_____<br>Signature of Person Mailing Correspondence<br><br>_____<br>Typed or Printed Name of Person Mailing Correspondence |                        |  |  |
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/697,312  
Applicant : Eric Bernier, et al  
Filed : October 31, 2003  
TC/A.U. : 2613  
Examiner : Leslie C. Pascal

Confirmation No. 9866

Docket No. : 71493-1181  
Customer No. : 07380

Commissioner for Patents  
Alexandria, VA 22313-1450  
U.S.A.

Dear Sir:

In response to the Restriction Requirement of May 17, 2007, the following is submitted:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 12 of this paper.